

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

NETLIST, INC.,

Plaintiff,

vs.

SAMSUNG ELECTRONICS CO., LTD.
ET AL.

Defendants.

Case No. 2:22-cv-293-JRG (Lead Case)

JURY TRIAL DEMANDED

NETLIST, INC.,

Plaintiff,

vs.

MICRON TECHNOLOGY, INC.;
MICRON SEMICONDUCTOR
PRODUCTS, INC.; MICRON
TECHNOLOGY TEXAS LLC,

Defendants.

Case No. 2:22-cv-294-JRG

JURY TRIAL DEMANDED

**DECLARATION OF MICHAEL R. RUECKHEIM IN SUPPORT OF DEFENDANT
MICRON'S RESPONSE TO PLAINTIFF NETLIST'S MOTION FOR SUMMARY
JUDGMENT THAT THE ASSERTED PATENTS ARE NOT STANDARD ESSENTIAL**

I, Michael R. Rueckheim, declare as follows:

1. I am an attorney at the law firm of Winston & Strawn LLP, counsel of record for Defendants Micron Technology, Inc., Micron Semiconductor Products, Inc., and Micron Technology Texas LLC (collectively, “Micron”) in the above captioned matter. I am a member in good standing of the State Bar of Texas. I provide this declaration in support of Micron’s Response to Netlist’s Motion for Summary Judgment That the Asserted Patents Are Not Standard Essential.

2. Attached as Exhibit 1 is a true and correct copy of excerpts from Dr. William Henry Mangione-Smith’s expert report in this case, dated November 20, 2023.

3. Attached as Exhibit 2 is a true and correct copy of excerpts from [REDACTED] and produced bearing Bates numbers NL-MS-293_00053363—NL-MS-293_00053561.

4. Attached as Exhibit 3 is a true and correct copy of excerpts from [REDACTED] and produced bearing Bates numbers NL-MS-293_00053562—NL-MS-293_00053761

5. Attached as Exhibit 4 is a true and correct copy of excerpts from the deposition transcript of [REDACTED] dated August 29, 2023.

6. Attached as Exhibit 5 is a true and correct copy of excerpts from the deposition transcript of [REDACTED], dated August 17, 2023.

7. Attached as Exhibit 6 is a true and correct copy of excerpts from Dr. Harold Stone’s expert report in this case, dated December 21, 2023.

8. Attached as Exhibit 7 is a true and correct copy of excerpts from Netlist’s infringement contentions in this case, dated November 17, 2022.

9. Attached as Exhibit 8 is a true and correct copy of excerpts from the claim construction hearing transcript, dated September 26, 2023.

I declare under penalty of perjury under laws of the United States of America that the foregoing is true and correct.

Executed on January 30, 2024.

/Michael R. Rueckheim /

Michael R. Rueckheim